

DOCKET # HHD-CV16-6070508-S

STATE OF CONNECTICUT	:	SUPERIOR COURT
EX REL. GEORGE JEPSEN,	:	
ATTORNEY GENERAL	:	
	:	
v.	:	JUDICIAL DISTRICT OF HARTFORD
	:	AT HARTFORD
	:	
ALPHAH EAST	:	NOVEMBER 1, 2016

MOTION TO DEFAULT FOR FAILURE TO PLEAD

Plaintiff State of Connecticut, pursuant to Connecticut Practice Book §17-32(a), respectfully moves this Court to enter a default against Defendant Alphah East for his failure to file a responsive pleading on or before the thirtieth day following the return day. In support whereof, Plaintiff State of Connecticut represents as follows:

1. By Summons and Complaint dated August 2, 2016 (Dkt. #s 100.30 and 100.31), Plaintiff State of Connecticut (the "State"), represented by George Jepsen, Attorney General of the State of Connecticut, brought this action.
2. Pursuant to Conn. Gen. Stat. §52-48, the Summons and Complaint established the return day as Tuesday, September 27, 2016.
3. On September 22, 2016, Plaintiff received an unsigned Appearance from Imelda B. Henderson, who represented that she was Defendant's mother and was sending the Appearance on his behalf. Notwithstanding Plaintiff having advised Ms. Henderson that the

Appearance should also be filed with the Court, it does not appear that it was ever filed.

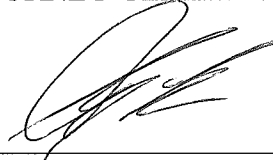
A copy of the purported Appearance and cover email is attached hereto as Exhibit A.

4. As of this date, November 1, 2016, a date which is more than thirty days following the return day, Defendant Alphah East has failed to file a responsive pleading as required by Connecticut Practice Book §10-8 .

WHEREFORE, Plaintiff State of Connecticut moves that a default for failure to plead be entered against Defendant Alphah East.

PLAINTIFF
STATE OF CONNECTICUT
GEORGE JEPSEN
ATTORNEY GENERAL

By: _____



Gary M. Becker, Juris #427511
Assistant Attorney General
55 Elm Street
Hartford, CT 06106
Tel: (860) 808-5540
Fax: (860) 808-5585

Exhibit A

Becker, Gary

From: Imelda B Henderson <ibhex@hotmail.com>
Sent: Thursday, September 22, 2016 8:05 AM
To: Becker, Gary
Subject: Alphah East
Attachments: AECourtForm.pdf

Dear Mr. Becker,

I am Alphah East's mother and I am attaching an Appearance form for my son. Alphah asked me to help him with this because he has not been able to connect with a counselor at Walker to assist him. He does not have access to Ct judicial forms online and does not have an attorney. Alphah wants to contact a Public Defender to represent him in this matter but he does not know how to do that from jail.

I only talk to my son once a week and the mail is very slow to get to him and letters he sends to me take a long time.

Please let me know if this electronic form is acceptable as the box is checked on the summons for you to receive electronic filings.

Thank you,

Imelda Henderson (East)

APPEARANCEJD-CL-12 Rev. 9-13
P.B. §§ 3-1 thru 3-6, 3-8, 10-13, 25A-2STATE OF CONNECTICUT
SUPERIOR COURT
www.jud.ct.govInstructions — See Back/Page 2
ADA Notice — See Back/Page 2**Notice To Self-Represented Parties**

A self-represented party is a person who represents himself or herself. If you are a self-represented party and you filed an appearance before and you have since changed your address, you must let the court and all attorneys and self-represented parties of record know that you have changed your address by checking the box below:

☐ I am filing this appearance to let the court and all attorneys and self-represented parties of record know that I have changed my address. My new address is below.

Return date	9/27/16
Docket number	

Name of case (Full name of Plaintiff vs. Full name of Defendant)

State of Connecticut ex rel. George Jepsen, Attorney General vs. Alphah East

<input checked="" type="checkbox"/> Judicial District <input type="checkbox"/> Housing Session <input type="checkbox"/> Small Claims <input type="checkbox"/> Geographic Area number	Address of Court (Number, street, town and zip code) 99 Washington Street, Hartford, CT 06106
Scheduled Court date (Criminal/Motor Vehicle Matters)	

Please Enter the Appearance of

Name of self-represented party (See "Notice to Self-Represented Parties" at top), or name of official, firm, professional corporation, or individual attorney	Juris number of attorney or firm
Alphah East	

Mailing Address (Number, street) (Notice to attorneys and law firms - The address to which papers will be mailed from the court is the one registered or affiliated with your juris number. That address cannot be changed in this form.) MWCI (Walker Buiding) 1153 East Street, South		Post office box	Telephone number (Area code first)
City/town Suffield	State CT	Zip code 06080	Fax number (Area code first)
E-mail address			

In the case named above for: ("x" one of the following parties; if this is a Family Matters case, also indicate the scope of your appearance)

- ☐ The Plaintiff (includes the person suing another person).
☐ All Plaintiffs.
☐ The following Plaintiff(s) only: _____
☒ The Defendant (includes the person being sued or charged with a crime).
☐ The Defendant for the purpose of the bail hearing only (in criminal and motor vehicle cases only).
☐ All Defendants.
☐ The following Defendant(s) only: _____
☐ Other (Specify): _____
☐ This is a Family Matters case and my appearance is for: ("x" one or both)
☐ matters in the Family Division of the Superior Court ☐ Title IV-D Child Support matters

Note: If other counsel or a self-represented party has already filed an appearance for the party or parties "x'd" above, put an "x" in box 1 or 2 below:

1. ☐ This appearance is in place of the appearance of the following attorney, firm or self-represented party on file (P.B. Sec. 3-8): _____ (Name and Juris Number)
 2. ☐ This appearance is in addition to an appearance already on file.

I agree to accept papers (service) electronically in this case under Practice Book Section 10-13 ☒ Yes ☐ No

Signed (Individual attorney or self-represented party)	Name of person signing at left (Print or type)	Date signed
Alphah East	Alphah East	9/23/16

Certification

I certify that a copy of this document was mailed or delivered electronically or non-electronically on (date) _____ to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys and self-represented parties receiving electronic delivery.

Name and address of each party and attorney that copy was mailed or delivered to*			For Court Use Only
Signed (Signature of filer)	Print or type name of person signing	Date signed	Telephone number
Alphah East	Alphah East		

*If necessary, attach an additional sheet or sheets with the name of each party and the address which the copy was mailed or delivered to.

Print Form

Reset Form

Instructions

1. Type or print.
2. **For Criminal and Motor Vehicle cases:** Fill out the form, including the certification section at the bottom of the form. File the original with the clerk. Mail or deliver a copy of the appearance to the prosecutor. (*Sections 3-4(d) and 3-5 of the Connecticut Practice Book*)
3. **For Civil , Eviction (*Summary Process*), and Small Claims cases:** Fill out the form, including the certification section at the bottom of the form. File the original with the clerk. Mail or deliver a copy to all counsel and self-represented parties of record. If a party who has been defaulted for failure to appear files an appearance before the entry of judgment after default, the default will automatically be set aside by the clerk. (*Sections 3-4(a), 3-4(b), 3-5 and 17-20 of the Connecticut Practice Book*)
4. **For Family cases:** Fill out the form, including the certification section at the bottom of the form. In addition to selecting plaintiff or defendant, indicate the scope of your appearance. File the original with the clerk. Mail or deliver a copy to all counsel and self-represented parties of record. (*Sections 3-4(a) and 3-5 of the Connecticut Practice Book*)
5. **For Juvenile cases:** Do not use this form. Use form JD-JM-13 Appearance, Juvenile Matters.
6. **For Self-represented parties who have changed their address after filing an appearance:** Check the box at the top of the other side or page 1 of this form. Fill out the form, including your new address in the Mailing Address section of this form. Fill out the certification section at the bottom of the form. File the original with the clerk. Mail or deliver a copy to all counsel and self-represented parties of record or, in a criminal case, to the prosecutor.

JD-CL-12 (Back/Page 2) Rev. 9-13

ADA NOTICE

The Judicial Branch of the State of Connecticut complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation in accordance with the ADA, contact a court clerk or an ADA contact person listed at www.jud.ct.gov/ADA.

Print Form

Reset Form

DOCKET # HHD-CV16-6070508-S

STATE OF CONNECTICUT	:	SUPERIOR COURT
EX REL. GEORGE JEPSEN,	:	
ATTORNEY GENERAL	:	
	:	
v.	:	JUDICIAL DISTRICT OF HARTFORD
	:	AT HARTFORD
	:	
ALPHAH EAST	:	NOVEMBER 1, 2016

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion to Default for Failure to Plead was sent this date, November 1, 2016, to Defendant AlphaH East by first class mail directed to the following addresses:

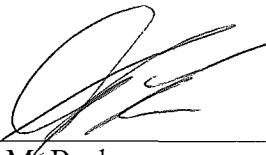
Alpha East
Inmate Number 373537
MacDougal-Walker Correction Institution (Walker Building)
1153 East Street, South
Suffield, CT 06080

and

Alpha East
73 Myrtle Street
Meriden, CT 06451

I further certify that a copy of the foregoing Motion to Default for Failure to Plead was also sent this date, November 1, 2016, to Imelda B. Henderson by email directed to ibhex@hotmail.com and by first class mail directed to the following address:

Imelda B. Henderson
59 Grove Street
Greenfield, MA 01301

A handwritten signature in black ink, appearing to read 'G. Becker', is positioned above a horizontal line.

Gary M. Becker
Assistant Attorney General
55 Elm Street
Hartford, CT 06106
Tel: (860) 808-5540
Fax: (860) 808-5585